

News Release Archive

2014

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FEDERAL GRAIN INSPECTION SERVICE

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News Release

Release No.: 01-14

Contact:
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GIPSA Alleges C.H. Cattle Company, LLC and Leonard Craig Hammond Violated the Packers and Stockyards Act

WASHINGTON, Jan. 8, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that C.H. Cattle Company, LLC (C.H. Cattle) and Leonard Craig Hammond (Hammond), Glade Spring, Va., purchased, in commerce, approximately 364 head of livestock and failed to make full payment promptly to 5 livestock sellers in that they paid the balance due between 1 and 5 days late for livestock.

GIPSA filed a complaint against C.H. Cattle and Hammond on December 11, 2013. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, C.H. Cattle and Hammond may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

C.H. Cattle was engaged in the business of a dealer buying and selling livestock in commerce for its own account and is registered with the Secretary of Agriculture.

Hammond is president, manager, and 100% shareholder of C.H. Cattle; responsible for the direction, management, and control of C.H. Cattle; operates C.H. Cattle as his alter ego; and is a dealer within the meaning of, and subject to the provisions of, the P&S Act.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 02-14

Contact:
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GIPSA Alleges Trenton Dale Saulters, d/b/a Trent Saulters Violated the Packers and Stockyards Act

WASHINGTON, Jan. 8, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Trenton Dale Saulters (Saulters), doing business as Trent Saulters, Waco, Texas:

- engaged in the business of a dealer buying and selling livestock in commerce for his own account or for the account of others without filing and maintaining an adequate bond or bond equivalent as required by the Packers and Stockyards (P&S) Act;
- issued checks in payment for livestock purchases which were returned because Saulters did not maintain sufficient funds on deposit to cover the checks when presented; and
- purchased livestock and failed to pay, when due, the full purchase price for the livestock purchased.

GIPSA filed a complaint against Saulters on October 18, 2013. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Saulters may be ordered to cease and desist from violating the P&S Act, suspended, and/or assessed a civil penalty.

Saulters was engaged in the business of a dealer buying and selling livestock in commerce for his own account or for the account of others and is not registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 03-14

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GIPSA Settles a Case with Noah's Ark Processors, LLC Resulting in a \$3,500 Penalty

WASHINGTON, Jan. 8, 2014 – The U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Noah's Ark Processors, LLC, Dawson, Minn. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,500 after GIPSA found that they failed to pay, when due, for livestock purchases.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 04-14

Contact:
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GIPSA Alleges Hughey P. Weyandt, III, d/b/a Morrison's Cove Livestock Auction Violated the Packers and Stockyards Act

WASHINGTON, Jan. 23, 2014 – The U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Hughey P. Weyandt, III (Weyandt), doing business as Morrison's Cove Livestock Auction, Claysburg, Pa.:

- failed to properly use and maintain his custodial account;
- had outstanding checks drawn on their custodial account which was due in part to their failure to deposit in the custodial account, within the time prescribed by the regulations, an amount equal to the proceeds receivable for sales of consigned livestock; and
- purchased livestock and failed to pay, when due, the full purchase price for the livestock.

GIPSA filed a complaint against Weyandt on December 12, 2013. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Weyandt may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Weyandt was 100% owner of Hughey P. Weyandt, III, d/b/a Morrison's Cove Livestock Auction; responsible for the day to day direction, management, and control of Hughey P.

Weyandt, III, d/b/a Morrison's Cove Livestock Auction; engaged in the business of a market agency and dealer; and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 05-14

Contact:
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GIPSA Alleges Gene Schatz Violated the Packers and Stockyards Act

WASHINGTON, Jan. 23, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Gene Schatz, Lovell, Wyo., failed to keep and maintain accounts, records, and memoranda which fully and correctly disclosed all the transactions involved in his business subject to the Packers and Stockyards (P&S) Act, including, but not limited to, all purchase and sale invoices, load mark-up sheets, scale tickets, sales invoices and settlement sheets, and other documents of sale, purchase or commission that record a true and accurate account of his business as a dealer and/or market agency.

GIPSA filed a complaint against Gene Schatz on December 12, 2013. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Gene Schatz may be ordered to cease and desist from violating the P&S Act.

Gene Schatz engaged in the business of a dealer, buying and selling livestock in commerce for his own account or the account of others; engaged in the business as a market agency, buying livestock in commerce on a commission basis; and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 06-14

Contact:
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GIPSA Alleges Scott T. Good and Hughey P. Weyandt, III Violated the Packers and Stockyards Act

WASHINGTON, Jan. 23, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Hughey P. Weyandt, III (Weyandt), Claysburg, Pa., offered monetary payment to induce Scott T. Good (Good), Dayton, Pa., buying on commission for JBS Packerland, Inc. (JBS), to purchase at inflated prices livestock consigned to Empire Livestock by Weyandt, and on some occasions actively inflated the prices by increasing his own bid at auction, while at the same time performing as a market agency buying on commission for JBS.

Weyandt failed to keep and maintain records which fully and correctly disclosed all the transactions in his business as a market agency.

GIPSA filed a complaint against Good and Weyandt on December 11, 2013. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Good and Weyandt may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Good was engaged in the business of a market agency buying livestock in commerce on a commission basis and is registered with the Secretary of Agriculture. Weyandt was engaged in the business of a dealer to buy and sell livestock in commerce; as a market agency buying on commission; and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 07-14

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Bobby T. Tindel, d/b/a BT Tindel Cattle Co. Has Been Ordered to Cease and Desist

WASHINGTON, Jan. 23, 2014 – On January 9, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Bobby T. Tindel (Tindel), doing business as BT Tindel Cattle Co., Chandler, Texas.

Tindel has been ordered to cease and desist from engaging in operations subject to the Packers and Stockyards (P&S) Act without maintaining an adequate bond or bond equivalent.

Tindel acknowledges that the civil penalty of \$8,000 assessed in a June 28, 2012, Order has not been paid in full, along with all applicable interest and fees.

This consent decision resolves a complaint that GIPSA filed on January 8, 2014.

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News Release

Release No.: 08-14

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Lynchburg Livestock Market, Inc., C. Matthew Fariss, and Duane D. Gilliam Have Been Assessed a \$5,000 Civil Penalty

WASHINGTON, Jan. 23, 2014 – On December 19, 2013, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Lynchburg Livestock Market, Inc. (Lynchburg), C. Matthew Fariss (Fariss), and Duane D. Gilliam (Gilliam), Lynchburg, Va. Lynchburg, Fariss, and Gilliam have been ordered to cease and desist from:

- recording the weight of livestock at other than their true and correct weights;
- assessing and collecting purchase amounts for livestock from buyers on the basis of the false or incorrect weights;
- paying sellers of the livestock on the basis of the false or incorrect weights; and
- issuing accounts of sale to the sellers of the livestock on the basis of the false or incorrect weights.

They have also been assessed a \$5,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 09-14

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Judgment entered against Billy Mike Gentry in favor of the United States of America; Ordered to pay \$945,250.00

WASHINGTON, Jan. 23, 2014 – On December 30, 2013, United States District Judge Sharion Aycock granted a default judgment against Billy Mike Gentry (Gentry), a livestock dealer and market agency located in Houston, Miss.

The judgment entered against Gentry and in favor of the United States of America in the amount of \$945,250.00 will bear interest until paid in full. Gentry is enjoined from operating as a dealer or market agency under the Packers and Stockyards (P&S) Act and Regulations until he increases his bond coverage to the full amount required. Gentry must also re-register with the United States Department of Agriculture as required by a 2008 Order issued by the Secretary of Agriculture.

Gentry has been in business purchasing livestock for himself as a livestock dealer and for others on a commission basis. The Secretary's 2008 order suspended Gentry from purchasing livestock without first filing and maintaining adequate bond coverage. That administrative order became final and effective March 18, 2009. Gentry's failure to comply with the order led to the current judgment entered by Judge Aycock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 10-14

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GIPSA Settles a Case with F&F Farms and Cattle, Inc. Resulting in a \$1,200 Penalty

WASHINGTON, Jan. 23, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

F&F Farms and Cattle, Inc., Kite, Ga. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,200 after GIPSA found that it failed to pay, when due, for livestock purchases.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 11-14

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GIPSA Settles a Case with Fairview Sale Barn, Inc. Resulting in a \$2,500 Penalty

WASHINGTON, Jan. 23, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Fairview Sale Barn, Inc., Fairview, Ill. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,500 after GIPSA found that it operated with shortages in its custodial account.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 12-14

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

Weldon Glidewell, d/b/a Minerals Wells Stockyards Company Have Been Assessed a \$11,000 Civil Penalty

WASHINGTON, Feb. 4, 2014 – On December 19, 2013, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Weldon Glidewell (Glidewell), doing business as Mineral Wells Stockyards Company, Mineral Wells, Texas.

Glidewell has been ordered to cease and desist from:

- failing to deposit in the custodial account for shippers' proceeds an amount equal to the proceeds receivable from the purchase by Glidewell and others of livestock consigned for sale on a commission basis;
- failing to properly maintain and use the custodial account for shippers' proceeds;
- failing to have and maintain sufficient funds on deposit and available in the account upon which issued checks are drawn to pay such checks when presented; and
- failing to pay, when due, the full purchase price for livestock purchased in commerce.

Glidewell has also been assessed an \$11,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 13-14

Contact:
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Catherine.M.Grasso@usda.gov

Larry K. Smeal, Jr. Has Been Assessed a \$3,000 Civil Penalty

WASHINGTON, Feb. 4, 2014 – On January 7, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Larry K. Smeal (Smeal), Jr., Frostproof, Fla.

Smeal has been ordered to cease and desist from:

- engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act and regulations without filing and maintaining an adequate bond or its equivalent; and
- engaging in business in any capacity for which bonding is required under the P&S Act and regulations without first becoming properly registered.

Smeal has also been assessed a \$3,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 14-14

Contact:
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Derek W. Crites, d/b/a DC Farms and Wayne H. Crites Have Been Assessed a \$15,000 Civil Penalty

WASHINGTON, Feb. 4, 2014 – On November 12, 2013, the U.S. Department of Agriculture issued a default decision against Derek W. Crites, doing business as DC Farms, and Wayne H. Crites, Moorefield, W.V., which became final and effective December 23, 2013.

Derek W. and Wayne H. Crites have been ordered to cease and desist from failing to pay, when due, the full purchase for livestock purchases.

They have also been assessed a \$15,000 civil penalty

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 15-14

Contact:
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GIPSA Settles a Case with Algona Livestock, LLC, Daniel and Darla Vonnahme Resulting in a \$1,000 Penalty

WASHINGTON, Feb. 4, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Algona Livestock, LLC, Daniel and Darla Vonnahme, Algona, Iowa – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that they had custodial account shortages.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 16-14

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

Carlisle Livestock Market, Inc. Has Been Assessed A \$500 Civil Penalty

WASHINGTON, Feb. 12, 2014 – On February 4, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Carlisle Livestock Market, Inc. (Carlisle), Carlisle, Pa.

Carlisle has been ordered to cease and desist from operating a scale without a printing device.

Carlisle has been assessed a \$500 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 17-14

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

Randy Welter Has Been Assessed An \$8,000 Civil Penalty

WASHINGTON, Feb. 12, 2014 – On February 4, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Randy Welter (Welter), Holy Cross, Iowa.

Welter has been ordered to cease and desist from:

- directing market personnel to generate, or otherwise causing to be generated, invoices that markup livestock prices without authorization and collecting undisclosed profits based on the marked up prices beyond authorized commissions;
- generating or cause to be generated, false or misleading records in connection with his activities subject to the Packers and Stockyards (P&S) Act, including, but not limited to
 - purchase invoices that represent livestock had been resold through the ring at the market the same day they were purchased when such livestock had not in fact been resold through the ring at the livestock market;
 - purchase invoices that list purchase prices for livestock that are higher than the actual purchase prices; and
- failing to provide to the purchaser of livestock a true and accurate written account of all livestock purchases.

He has also been assessed an \$8,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 18-14

Contact:
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Gene Schatz Has Been Ordered to Cease and Desist from Violating the Packers and Stockyards Act

WASHINGTON, Feb. 12, 2014 – On February 5, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Gene Schatz, Lovell, Wyo.

Gene Schatz has been ordered to cease and desist from failing to maintain accounts, records and memoranda which fully and correctly disclose all transactions involved in his business.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 19-14

Contact:
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Bryan Spivey Has Been Assessed A \$2,000 Civil Penalty

WASHINGTON, Feb. 20, 2014 – On December 23, 2013, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Bryan Spivey (Spivey), Dublin, Texas.

Spivey has been ordered to cease and desist from:

- engaging in business in any capacity for which bonding is required without filing and maintaining an adequate bond or its equivalent;
- engaging in business in any capacity for which bonding is required without first becoming properly registered under the Packers and Stockyards (P&S) Act; and
- purchasing livestock and failing to pay the full amount of the purchase price for livestock before the close of the next business day following each purchase of livestock.

He has also been assessed a \$2,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 20-14

Contact:
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Empacadora y Procesadora del Sur Inc., f/d/b/a S.J. Meat Processing, Inc., and Carlos C. Rodriquez-Alonso Have Been Assessed a \$30,750 Civil Penalty

WASHINGTON, Feb. 27, 2014 – On February 18, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Empacadora y Processing, Inc. (Empacadora), formerly doing business as S.J. Meat Processing, Inc., and Carlos C. Rodriquez-Alonso (Rodriquez-Alonso), Coamo, Puerto Rico. Empacadora and Rodriquez-Alonso have been ordered to cease and desist from:

- failing to pay the full amount of the purchase price for livestock within the time period required by the Packers and Stockyards (P&S) Act and the regulations; and
- failing to settle and make payments for livestock purchased on a carcass weight or carcass grade and weight basis on actual hot carcass weights.

Empacadora and Rodriquez-Alonso have also been assessed a \$30,750 civil penalty, \$15,750 of which will be held in abeyance pending their compliance with the provisions of the Understanding with Respect to Civil Penalty entered into by the parties.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 21-14

Contact:
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David Mosner, Inc. Has Been Assessed A \$5,000 Civil Penalty

WASHINGTON, Feb. 27, 2014 – On February 19, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with David Mosner (Mosner), Bronx, N.Y.

Mosner has been ordered to cease and desist from failing to pay, when due, the full purchase price for livestock purchased.

He has also been assessed a \$5,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 22-14

Contact:
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C.H. Cattle Company, LLC and Leonard Craig Hammond Has Been Assessed A \$6,000 Civil Penalty

WASHINGTON, March 4, 2014 – On February 19, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with C.H. Cattle Company, LLC (C.H. Cattle) and Leonard Craig Hammond (Hammond), Glade Spring, Va.

C.H Cattle and Hammond have been ordered to cease and desist from failing to pay, when due, the full amount of the purchase price for livestock.

They have also been assessed a \$6,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 23-14

Contact:
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GIPSA Settles a Case with Yankton Livestock Auction Market, Inc. Resulting in a \$2,000 Penalty

WASHINGTON, March 4, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Yankton Livestock Auction Market, Inc., Yankton, S.D. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,000 after GIPSA found that they had custodial account shortages.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 24-14

Contact:
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James Steven Kemp Has Been Assessed a \$4,500 Civil Penalty

WASHINGTON, March 11, 2014 – On March 5, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with James Steven Kemp (Kemp), Pleasant Shade, TN.

Kemp has been ordered to cease and desist from failing to pay, when due, the full amount of purchase price for livestock purchased.

Kemp has also been assessed a \$4,500 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 25-14

Contact:
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GIPSA Settles a Case with Ryan D. Caldwell Resulting in a \$1,650 Penalty

WASHINGTON, March 11, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Ryan D. Caldwell, Danville, Ky. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,650 after GIPSA found that he failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 26-14

Contact:
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GIPSA Settles a Case with Jason Stewart Resulting in a \$500 Penalty

WASHINGTON, March 11, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Jason Stewart, Hastings, Minn. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$500 after GIPSA found that he kept inadequate records in that he did not keep or obtain scale tickets to verify all the live weights.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 27-14

Contact:
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GIPSA Alleges Daniel S. McClellan Violated the Packers and Stockyards Act

WASHINGTON, March 18, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Daniel S. McClellan (McClellan), Fort Mead, Fla.:

- failed to pay, when due, the full purchase price for livestock purchased; and
- issued checks in payment for livestock which were returned because McClellan did not maintain sufficient funds on deposit to cover the checks when presented.

GIPSA filed a complaint against McClellan on February 6, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, McClellan may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

McClellan was engaged in the business of a market agency buying and selling livestock on a commission basis in commerce; engaged in the business of a dealer buying and selling livestock in commerce; and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 28-14

Contact:
Catherine M. Grasso, (202) 720-7201
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Dixie Livestock Market, Inc. and Tammy Sikes Have Been Assessed a \$38,750 Civil Penalty

WASHINGTON, March 18, 2014 – On March 4, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Dixie Livestock Market, Inc. (Dixie Livestock) and Tammy Sikes (Sikes), Collins, Ga.: Dixie Livestock and Sikes have been ordered to cease and desist from:

- collecting commissions for livestock that was neither consigned to Dixie Livestock nor sold through the ring at Dixie Livestock;
- engaging in any act, practice, or course of business for the purpose of obtaining money from the purchasers of livestock by false or deceptive pretenses, or which operates or would operate as false or deceptive pretense upon any person in connection with the purchase or sale of livestock;
- generating or permitting to be generated, at the request or direction of another person, false or misleading records in connection with activities subject to the Packers and Stockyards (P&S) Act, including but not limited to
 - purchase invoices and accounts of sale that listed livestock as being purchased or consigned under false names;
 - purchase invoices and accounts of sale that falsely represented that livestock had been resold through the ring by Dixie Livestock that had been purchased at Dixie Livestock earlier the same day;
 - purchase invoices and accounts of sale that listed fabricated prices for livestock;
 - purchase invoices and accounts of sale that listed fabricated weights for livestock;
 - purchase invoices that listed purchase prices for livestock that were higher than the

actual purchase prices; and

- accounts of sale that falsely represented that livestock had been consigned to Dixie Livestock and sold through the ring at Dixie Livestock;
- otherwise entering into, continuing in, or cooperating in any agreements, arrangement, understanding, or course of business with any person for the purpose of aiding or assisting such person to obtain money from the purchasers of livestock by false or deceptive pretenses, or which enables such person to engage in a practice which operates or would operate as a false or deceptive pretense upon any person in connection with the purchase or sale of livestock;
- making, issuing, or circulating any false or misleading record concerning the prices or sale of livestock,
- failing to otherwise operate in compliance with section 201.53 of the Regulations;
- failing to base the payment of livestock on the actual weight of the livestock in accordance with section 201.55 of the Regulations; and
- failing to otherwise operate in compliance with section 201.55 of the Regulations.

Dixie Livestock and Sikes have been ordered to keep and maintain accounts, records, and memoranda, which fully and correctly disclose the true nature of all transactions involved in their business subject to the P&S Act.

Dixie Livestock and Sikes have also been assessed a \$38,750 civil penalty.

The P&S Act is a fair trade and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 29-14

Contact:
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Christopher J. Bartels, d/b/a Bartels Packing, Bartels Packing, Inc., Walt's Wholesale Meats, Inc. Have Been Assessed a \$750 Civil Penalty

WASHINGTON, March 18, 2014 – On March 7, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Christopher J. Bartels, doing business as Bartels Packing (Bartels), Bartels Packing, Inc., Walt's Wholesale Meats, Inc. (Walt's Wholesale Meats), Eugene, Ore.

Bartels and Walt's Wholesale Meats have been assessed a \$750 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 31-14

Contact:
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Troy O. Moore, d/b/a Stephenville Cattle Company and TM Cattle Company Has Been Assessed a \$3,600 Civil Penalty

WASHINGTON, March 28, 2014 – On February 20, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Troy O. Moore (Moore), doing business as Stephenville Cattle Company and TM Cattle Company, Stephenville, Texas.

Moore has been ordered to cease and desist from purchasing livestock and failing to pay, when due, for livestock purchases.

Moore has been ordered to maintain records to document all purchase and sales transactions conducted as a livestock dealer and has been assessed a civil penalty in the amount of \$3,600.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 32-14

Contact:
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Catherine.M.Grasso@usda.gov

GIPSA Settles a Case with Cargill Meat Solutions, Inc. Resulting in a \$10,175 Penalty

WASHINGTON, March 28, 2014 – The U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Cargill Meat Solutions, Inc., Wichita, KS – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$10,175 after GIPSA found that they failed to ensure accurate carcass weights.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 33-14

Contact:
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Catherine.M.Grasso@usda.gov

Plainville Livestock Commission, Inc. and Tyler Gillum Have Been Assessed a \$16,000 Civil Penalty

WASHINGTON, March 28, 2014 – On March 4, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Plainville Livestock Commission, Inc. (Plainville Livestock) and Tyler Gillum (Gillum), Plainville, Kan.

Plainville Livestock and Gillum have been ordered to cease and desist from:

- failing to properly maintain their custodial account for shippers' proceeds; and
- failing to keep and maintain accounts, records, and memoranda that fully and correctly disclose all transactions involved in their business.

They have also been assessed a \$16,000 civil penalty.

The consent decision resolves a complaint that was filed against Plainville Livestock and Gillum on February 27, 2014.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 34-14

Contact:
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Catherine.M.Grasso@usda.gov

Jerry O. Smith Has Been Assessed a \$33,000 Civil Penalty

WASHINGTON, March 28, 2014 – On December 3, 2013, the U.S. Department of Agriculture issued a default decision against Jerry O. Smith (Smith), Vernon, FL, which became final and effective March 11, 2014.

Smith has been ordered to cease and desist from:

- failing to pay, when due, the full purchase for livestock purchases; and
- issuing checks for payment of poultry purchases without maintaining sufficient funds on deposit and available in the account upon which the checks are drawn.

He has also been assessed a \$33,000 civil penalty

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 35-14

Contact:
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GIPSA Settles a Case with Farmers Livestock Market Resulting in a \$250 Penalty

WASHINGTON, March 28, 2014 – The U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Farmers Livestock Market, Oakdale, Calif. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$250 after GIPSA found that they had operated without maintaining a proper financial instrument.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 36-14

Contact:
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GIPSA Alleges Keosauqua Sales Company, Inc., Bill Goehring and Becky Goehring Violated the Packers and Stockyards Act

WASHINGTON, April 3, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Keosauqua Sales Company, Inc. (Keosauque Sales), Bill Goehring and Becky Goehring, Keosauqua, Iowa, failed to properly maintain its custodial account in that they failed to deposit in its custodial account, within the time prescribed by section 201.42 of the regulations, an amount equal to the proceeds receivable from the sale of consigned.

GIPSA filed a complaint against Keosauque Sales, Bill and Becky Goehring on February 26, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Keosauqua Sales, Bill and Becky Goehring may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Keosauqua Sales, under the direction, management, and control of Bill and Becky Goehring was engaged in the business of a livestock dealer buying or selling livestock in commerce; as a market agency buying and selling livestock in commerce on a commission basis; and is registered with the Secretary of Agriculture.

Bill Goehring was president of Keosauqua Sales; owner of 50% of the stock issued by Keosauqua Sales and responsible, along with Becky Goehring, for the direction, management, and control of Keosauqua Sales.

Becky Goehring was secretary of Keosauqua Sales; owner of 50% of the stock issued by Keosauqua Sales and responsible, along with Bill Goehring, for the direction, management, and control of Keosauqua Sales.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



Grain Inspection,
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News Release

Release No.: 37-14

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Alleges Calvin Plummer, Jr. Violated the Packers and Stockyards Act

WASHINGTON, April 3, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Calvin Plummer, Jr. (Plummer), Sayre, Okla.:

- engaged in the business of a dealer without maintaining an adequate bond or bond equivalent;
- purchased livestock and failed to pay the full purchase price for the livestock purchased;
- wrote checks without having sufficient funds on deposit; and
- as of the date of this complaint, owes livestock sellers approximately \$30,000 for livestock purchases.

GIPSA filed a complaint against Plummer on August 27, 2013. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Plummer may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Plummer was engaged in business as a dealer buying and selling livestock in commerce for his own account and is not registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 38-14

Contact:
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Catherine.M.Grasso@usda.gov

Hughey P. Weyandt, III, d/b/a Morrison's Cove Livestock Auction Has Been Assessed a \$25,000 Civil Penalty

WASHINGTON, April 3, 2014 – On March 13, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Hughey P. Weyandt, III, doing business as Morrison's Cove Livestock Auction (Weyandt), Claysburg, Pa.

Weyandt has been ordered to cease and desist from:

- failing to deposit in the custodial account for shippers' proceeds, within the time prescribed an amount equal to the proceeds receivable from the purchase by
- Weyandt and others of livestock consigned for sale on a commission basis; failing to properly maintain and use the custodial account for shippers' proceeds; and
- failing to pay, when due, the full purchase price for livestock purchased in commerce.

Weyandt has been assessed a civil penalty in the amount of \$25,000.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 39-14

Contact:
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GIPSA Settles a Case with Scott Lang, d/b/a Lang Cattle Company Resulting in a \$2,125 Penalty

WASHINGTON, April 3, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Scott Lang, doing business as Lang Cattle, Co., Fowler, Kan. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,125 after GIPSA found that he operated without maintaining a proper financial instrument .

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 40-14

Contact:
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Jason T. Glenn and Dustin Burkhart, d/b/a B&G Cattle Have Been Assessed a \$15,000 Civil Penalty; Complaint against Amy Burkhart Dismissed

WASHINGTON, April 10, 2014 – On January 29, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Jason T. Glenn (Glenn) and Dustin Burkhart (Burkhart), doing business as B&G Cattle, Paso Robles, Calif.

Glenn and Burkhart have been ordered to cease and desist from:

- failing to pay and failing to pay, when due, the full purchase price for livestock;
- buying and selling livestock in commerce without being properly registered; and
- buying and selling livestock in commerce without maintaining an adequate bond or bond equivalent.

Glenn and Burkhart have been ordered to maintain accounts, records, and memoranda that fully and correctly discloses all transactions involved in their business and have also been assessed a civil penalty in the amount of \$15,000.

Simultaneous to filing of this consent decision, GIPSA also agreed to dismiss its complaint against a third respondent, Amy Burkhart, doing business as B&G Cattle.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 41-14

Contact:
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Larry M. Lindsey Suspended and Lindsey Cattle Company, Inc. Prohibited from Registering for Violating the Packers and Stockyards Act

WASHINGTON, April 10, 2014 – On March 10, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Larry M. Lindsey (Lindsey) and Lindsey Cattle Company, Inc. (Lindsey Cattle), Trenton, Fla.

Lindsey and Lindsey Cattle have been ordered to cease and desist from failing to pay the full amount of the purchase price for livestock and failing to pay for livestock before the close of the next business day following each purchase of livestock.

Lindsey's registration with the Secretary was suspended for 30 days from the effective date of this order. During this time Lindsey was not to operate in any capacity that is subject to the P&S Act and Regulations.

Lindsey Cattle is prohibited from applying for registration under the Packers and Stockyards (P&S) Act and operating in any capacity that is subject to the P&S Act and Regulations for one year from the effective date of this order.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 42-14

Contact:
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GIPSA Settles a Case with Palmyra Livestock Market, Inc. Resulting in a \$575 Penalty

WASHINGTON, April 10, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act.

GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Palmyra Livestock Market, Inc., Palmyra, Neb. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$575 after GIPSA found that it had custodial account shortages and failed to reimburse its custodial account, when due, resulting in custodial shortages.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 43-14

Contact:
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GIPSA Settles a Case with Bropack Enterprises, LLC, Anthony Di Maria and Robert Beechinor Resulting in a \$5,000 Penalty

WASHINGTON, April 10, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Bropack Enterprises, LLC, Anthony Di Maria and Robert Beechinor, Pico Rivera, Calif. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,000 after GIPSA found that they operated without a financial instrument and failed to pay within the time period required by the P&S Act for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 44-14

Contact:
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GIPSA Settles a Case with Tommy B. Welch, d/b/a TBW Cattle Resulting in a \$4,000 Penalty

WASHINGTON, April 10, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Tommy B. Welch, d/b/a TBW Cattle, Sophia, N.C. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$4,000 after GIPSA found that he failed to pay, when due, for livestock.

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News Release

Release No.: 45-14

Contact:
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GIPSA Settles a Case with Producers Livestock Marketing Association Resulting in a \$2,025 Penalty

WASHINGTON, April 16, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Producers Livestock Marketing Association, Omaha, Neb. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,025 after GIPSA found that it failed to provide a true and accurate written account including accurate commission amounts.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 46-14

Contact:
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GIPSA Settles a Case with Ricky Fisher, d/b/a Ricky Fisher Livestock Resulting in a \$1,250 Penalty

WASHINGTON, April 22, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Ricky Fisher, doing business as Ricky Fisher Livestock, Lawrenceburg, Tenn. -- waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,250 after GIPSA found that he issued insufficient funds checks and failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 47-14

Contact:
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Josephine E. Bonaccurso, Inc., d/b/a Salem Packing Co., and Samuel Bonaccurso Have Been Assessed a \$462,000 Civil Penalty

WASHINGTON, April 30, 2014 – On March 25, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a decision with Josephine E. Bonaccurso, Inc., doing business as Salem Packing Co., and Samuel Bonaccurso, Salem, N.J. Josephine E. Bonaccurso, Inc. and Samuel Bonaccurso have been ordered to cease and desist from:

- failing to make timely payments for livestock; and
- failing to pay the full amount of the purchase price for their livestock purchases before the close of the next business day following the livestock purchases and the transfer of possession of the purchased livestock.

Josephine E. Bonaccurso, Inc. and Samuel Bonaccurso have also been assessed a \$462,000 civil penalty.

The Administrative Law Judge's November 25, 2013, Decision and Order is adopted as the final order in this proceeding.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 48-14

Contact:
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Jeremy T. Byrd, d/b/a T Byrd Cattle Co. Has Been Assessed a \$25,000 Civil Penalty

WASHINGTON, May 8, 2014 – On February 5, 2014, the U.S. Department of Agriculture issued a default decision against Jeremy T. Byrd (Byrd), doing business as T Byrd Cattle Co. Grapeland, Texas, which became final and effective May 8, 2014.

Byrd has been ordered to cease and desist from:

- failing to pay, when due, the full purchase prices for livestock purchases; and
- operating without a bond or bond equivalent.

He has also been assessed a \$25,000 civil penalty. The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 49-14

Contact:
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Leader Meret Halal Meat Corp. and Murat Gumus Have Been Assessed a \$7,500 Civil Penalty

WASHINGTON, May 8, 2014 – On April 28, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Leader Meret Halal Meat Corp. (Leader Meret) and Murat Gumus (Gumus), Brooklyn, N.Y.

Leader Meret and Gumus have been ordered to cease and desist from:

- failing to pay, when due, the full purchase price for livestock;
- engaging in operations subject to the Packers and Stockyards (P&S) Act without maintaining an adequate bond or bond equivalent; and
- issuing checks in payment for livestock purchases with insufficient funds to cover the checks.

They have also been assessed a civil penalty in the amount of \$7,500.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 50-14

Contact:
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Christopher J. Bartels, dba Bartels Packing Has Been Assessed a \$15,750 Civil Penalty

WASHINGTON, May 8, 2014 – On March 13, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Christopher J. Bartels (Bartels), doing business as Bartels Packing, Eugene, Ore.

Bartels has been ordered to cease and desist from failing to pay, when due, the full purchase price of livestock.

Bartels has also been assessed a \$15,750 civil penalty.

The consent decision resolves a complaint that was filed against Bartels on February 6, 2014.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 51-14

Contact:
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GIPSA Alleges T&J Meat Packing, Inc. Violated the Packers and Stockyards Act

WASHINGTON, May 8, 2014 – The U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that T&J Meat Packing, Inc. (T&J), Chicago Heights, Ill.:

- purchased livestock from four different livestock sellers and failed to deliver to the livestock sellers or their duly authorized representatives the full amount of the purchase price before the close of the next business day following each purchase of livestock and the transfer of possession thereof; and
- purchased livestock pursuant to written contracts with credit terms which lacked the packer trust waiver required by section 201.200 of the Regulations.

GIPSA filed a complaint against T&J on March 18, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, T&J may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act and/or assessed a civil penalty.

T&J was engaged in the business of buying livestock in commerce for the purposes of slaughter and is a packer.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 52-14

Contact:
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GIPSA Settles a Case with FPL Foods, LLC and Francois Leger Resulting in a \$25,000 Penalty

WASHINGTON, May 8, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

FPL Foods, LLC and Francois Leger, Augusta, Ga. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$25,000 after GIPSA found that they failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 53-14

Contact:
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Keith Jensen, d/b/a Keith Jensen Livestock Has Been Assessed a \$10,000 Civil Penalty

WASHINGTON, May 14, 2014 – On May 8, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Keith Jensen (Jensen), doing business as Keith Jensen Livestock, Langford, S.D.

Jensen has been ordered to cease and desist from failing to pay, when due, for livestock purchases.

Jensen has also been assessed a \$10,000 civil penalty.

The consent decision resolves a complaint that was filed against Jensen on May 7, 2014.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 53-14

Contact:
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Keith Jensen, d/b/a Keith Jensen Livestock Has Been Assessed a \$10,000 Civil Penalty

WASHINGTON, May 14, 2014 – On May 8, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Keith Jensen (Jensen), doing business as Keith Jensen Livestock, Langford, S.D.

Jensen has been ordered to cease and desist from failing to pay, when due, for livestock purchases.

Jensen has also been assessed a \$10,000 civil penalty.

The consent decision resolves a complaint that was filed against Jensen on May 7, 2014.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 54-14

Contact:
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Rodney Rasco, d/b/a Rodney Rasco/R&R Farms Has Been Assessed a \$1,000 Civil Penalty

WASHINGTON, May 14, 2014 – On April 22, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Rodney Rasco (Rasco), doing business as Rodney Rasco/R&R Farms, Carthage, Miss. Rasco has been ordered to cease and desist from engaging in operations subject to the Packers and Stockyards (P&S) Act without first becoming properly registered and without maintaining an adequate bond or bond equivalent.

Rasco has also been assessed a \$1,000 civil penalty.

The consent decision resolves a complaint that was filed against Rasco on April 18, 2014.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 55-14

Contact:
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Michael Allen Hatcher Has Been Assessed a \$7,650 Civil Penalty

WASHINGTON, May 14, 2014 – On April 11, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Michael Allen Hatcher (Hatcher), Columbia, Ky.

Hatcher has been ordered to cease and desist from:

- failing to pay, when due, the full purchase price for livestock; and
- issuing checks in payment for livestock purchases without having and maintaining sufficient funds to cover the checks when presented for payment.

He has also been assessed a civil penalty in the amount of \$7,650.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 56-14

Contact:
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GIPSA Settles a Case with Randy W. Miller, d/b/a A-1 Livestock Resulting in a \$2,800 Penalty

WASHINGTON, May 14, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Randy W. Miller, doing business as A-1 Livestock, Chewelah, Wash. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,800 after GIPSA found that he failed to pay, when due, for livestock and operated without a financial instrument.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 57-14

Contact:
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GIPSA Alleges Hatch Auction, Inc., d/b/a Cow House Auction and Raymond L. Hatch Violated the Packers and Stockyards Act

WASHINGTON, May 21, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Hatch Auction, Inc. (Hatch Auction), doing business as Cow House Auction and Raymond L. Hatch (Hatch), Fruitland, N.M., failed to maintain and properly use their custodial account resulting in shortages in their custodial account in that they failed to deposit into the account an amount equal to the proceeds receivable from the sale of consigned livestock within the time prescribed in the Regulations.

GIPSA filed a complaint against Hatch Auction and Hatch on April 3, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Hatch Auction and Hatch may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Hatch Auction, under the direction, management, and control of Hatch was engaged in the business of conducting and operating an auction market posted under and subject to the provisions of the P&S Act; engaged in the business of a market agency selling livestock in commerce on a commission basis; and is registered with the Secretary of Agriculture.

Hatch was co-owner of Hatch Auction and responsible for the day-to-day direction, management and control of Hatch Auction including the acts and practices referred to in this complaint.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 58-14

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Alleges Leo Heinrich, d/b/a Heinrich Cattle Co. Violated the Packers and Stockyards Act

WASHINGTON, May 21, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Leo Heinrich (Heinrich), doing business as Heinrich Cattle Co., Bowman, N.D., purchased livestock and failed to pay, when due, the full purchase price for the livestock purchased.

GIPSA filed a complaint against Heinrich on April 1, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Heinrich may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Heinrich was engaged in the business of a dealer or market agency buying livestock in commerce on a commission basis and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



Grain Inspection,
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News Release

Release No.: 59-14

Contact:
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Jack and Sandra Berry, d/b/a Clinton Livestock Auction Have Been Assessed a \$10,000 Civil Penalty

WASHINGTON, May 28, 2014 – On May 15, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Jack and Sandra Berry, doing business as Clinton Livestock Auction, Clinton, Okla. Jack and Sandra Berry have been ordered to cease and desist from:

- failing to properly maintain its Custodial Account for Shippers' Proceeds in strict conformity with the Packers and Stockyards (P&S) Act; and
- failing to deposit in the custodial account for shippers' proceeds, within the time prescribed in the Regulations, an amount equal to the proceeds receivable for sales of consigned livestock.

Jack and Sandra Berry have been ordered to keep and maintain accounts, records, and memoranda which fully and correctly discloses the true nature of all transactions involved in their business.

They have also been assessed a civil penalty in the amount of \$10,000.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 60-14

Contact:
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Hughey P. Weyandt, III Has Been Assessed a \$17,000 Civil Penalty

WASHINGTON, May 28, 2014 – On May 15, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Hughey P. Weyandt, III (Weyandt), Claysburg, Pa. Weyandt has been ordered to cease and desist from:

- engaging in or using any unfair or deceptive practice or device in connection with receiving, marketing, buying, or selling on a commission basis or otherwise handling of livestock; and
- failing to keep and maintain records which fully and correctly disclose all transactions involved in his business as a market agency, such as, all purchase and sale invoices, balance sheets, income statements, monthly reconciliations and documents necessary to trace payments made for livestock purchases.

Weyandt has also been assessed a civil penalty in the amount of \$17,000.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 61-14

Contact:
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GIPSA Settles a Case with William Glynn Robinson, d/b/a JDR Farms Resulting in a \$1,000 Penalty

WASHINGTON, May 28, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

William Glynn Robinson, doing business as JDR Farms, West Point, Miss. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that he failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 62-14

Contact:
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Paul Day Has Been Assessed a \$4,000 Civil Penalty

WASHINGTON, June 4, 2014 – On November 25, 2013, the U.S. Department of Agriculture issued a Decision and Order by Reason of Admissions against Paul Day, Alva, Okla., which became final and effective May 22, 2014.

Paul Day has been ordered to cease and desist from:

- engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act without filing and maintaining an adequate bond or bond equivalent and without first becoming properly registered; and
- purchasing livestock and failing to pay, when due, the full purchase price of livestock.

Paul Day is prohibited from being registered and from engaging in any activities for which registration is required under the P&S Act for one year and thereafter until he demonstrates to the satisfaction of Packers and Stockyards Program that he has an adequate bond or bond equivalent, that he has paid in full the assessed civil penalties, and that he is in full compliance with the P&S Act.

He has also been assessed a \$4,000 civil penalty

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 63-14

Contact:
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GIPSA Settles a Case with Rockingham Livestock Sales, Inc., James I. Chambers, and Stevan A. Chambers Resulting in a \$5,500 Penalty

WASHINGTON, June 4, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Rockingham Livestock Sales, Inc., James I. Chambers, President, and Stevan A. Chambers, Vice President and Secretary, Harrisonburg, Va. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,500 after GIPSA found that they had custodial account shortages and misused their custodial account.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 64-14

Contact:
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GIPSA Settles a Case with Harold B. Lewis, Jeff Schieber, & Newkirk Farmers-Ranchers Livestock Auction, LLC Resulting in a \$4,400 Penalty

WASHINGTON, June 4, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act.

GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Harold B. Lewis, Jeff Schieber, & Newkirk Farmers-Ranchers Livestock Auction, LLC, Newkirk, Okla. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$4,400 after GIPSA found that they had custodial account shortages.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 65-14

Contact:
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USDA Judicial Officer Dismisses Mark Kasmiersky's Appeal; \$4,000 Civil Penalty Still Stands

WASHINGTON, June 18, 2014 – On June 9, 2014, the USDA Judicial Officer (JO) dismissed Mark Kasmiersky's appeal of a March 21, 2013, Default Decision and Order against him. The JO noted that Kasmiersky's appeal petition did not remotely conform to the request for an appeal petition in 7 CFR § 1.145(a).

As a result, the May 21, 2013, Default Decision and Order is final and effective as of June 13, 2013. According to the terms of that order, Kasmiersky is to cease and desist from engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act without filing and maintaining an adequate bond or bond equivalent.

Kasmiersky was prohibited from registering to engage in business subject to the P&S Act for a period of 30 days. After the expiration of this 30 day time period, he may submit an application for registration to the Packers and Stockyards Program along with the required bond or bond equivalent.

He has also been assessed a \$4,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 66-14

Contact:
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GIPSA Alleges Ashville Stockyard, Inc., Bradley Plunkett and Tilda Plunkett Violated the Packers and Stockyards Act

WASHINGTON, June 18, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Ashville Stockyard, Inc. (Ashville), Bradley Plunkett and Tilda Plunkett, Ashville, Ala., failed to maintain Ashville’s custodial account in that they failed to deposit in the custodial account, within the time prescribed in the Regulations, an amount equal to the proceeds receivable from the sale of consigned livestock to Ashville, Bradley and Tilda Plunkett and others resulting in deficiencies.

GIPSA filed a complaint against Ashville, Bradley and Tilda Plunkett on May 2, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Ashville, Bradley and Tilda Plunkett may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Ashville engaged in the business of a dealer buying and selling livestock for its own account or account of others and as a market agency selling livestock in commerce on a commission basis and is registered with the Secretary of Agriculture. Bradley Plunkett was president and 100% shareholder of Ashville, registered agent for Ashville, and the person, who, together with Tilda Plunkett, has managed, directed, and controlled Ashville, and is not individually registered with the Secretary of Agriculture.

Tilda Plunkett was secretary and treasurer of Ashville, the person, who, together with Bradley Plunkett, has managed, directed, and controlled Ashville, and is not individually registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 67-14

Contact:
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GIPSA Alleges Jacob Thompson, d/b/a Jacob Thompson Cattle Co. Violated the Packers and Stockyards Act

WASHINGTON, June 18, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Jacob Thompson (Thompson), doing business as Jacob Thompson Cattle, Carthage, Texas:

- failed to pay, when due, the full purchase price for livestock;
- issued checks in payment for livestock purchased which were returned because he did not have and maintain sufficient funds on deposit and available in the account upon which the checks were drawn; and
- failed to pay for livestock.

GIPSA filed a complaint against Thompson on April 1, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Thompson may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Thompson was engaged in the business of buying and selling livestock in commerce for his own account or the account of others and buying livestock in commerce on a commission basis; and is not registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 68-14

Contact:
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GIPSA Alleges Lake Odessa Livestock Auction, Inc., La Verne Lettinga, Paul Lettinga, and Randy Lettinga Violated the Packers and Stockyards Act

WASHINGTON, June 18, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration has found evidence that Lake Odessa Livestock Auction, Inc. (Lake Odessa), La Verne Lettinga, Paul Lettinga, and Randy Lettinga, Lake Odessa, Mich.

- failed to properly maintain its custodial account;
- failed to deposit in its custodial account, within the time prescribed in the Regulations an amount equal to the proceeds receivable from the sale of consigned livestock;
- misused its custodial account by transferring custodial account proceeds into its general account and other general and custodial accounts;
- misused its custodial account by permitting the withdrawal of bank charges from its custodial account; and
- falsified records by generating a false invoice and generating and issuing a check in payment for livestock purchases that did not occur.

GIPSA filed a complaint against Lake Odessa, La Verne, Paul, and Randy Lettinga on May 13, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Lake Odessa, La Verne, Paul and Randy Lettinga may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and assessed a civil penalty.

Lake Odessa under the direction, management, and control of La Verne, Paul, and Randy Lettinga was engaged in the business of a livestock dealer buying and selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis; and is registered with the Secretary of Agriculture.

La Verne Lettinga was owner of 100% of the stock issued by Lake Odessa; a registered agent for Lake Odessa; engaged in the business of a livestock dealer buying and selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis; and responsible, along with Paul and Randy Lettinga for the direction, management, and control of Lake Odessa.

Paul Lettinga was engaged in the business of a livestock dealer buying and selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis; and responsible, along with Laverne and Randy Lettinga for the direction, management, and control of Lake Odessa.

Randy Lettinga was engaged in the business of a livestock dealer buying and selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis; and responsible, along with La Verne and Paul Lettinga for the direction, management, and control of Lake Odessa.

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News Release

Release No.: 69-14

Contact:
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GIPSA Settles a Case with James G. Beyer, a/k/a Jim Beyer, a/k/a Jimmy Beyer, a/k/a J.G. Beyer and Erath County Dairy Sales, Inc. Resulting in a \$1,500 Penalty

WASHINGTON, June 18, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

James G. Beyer, a/k/a Jim Beyer, a/k/a Jimmy Beyer, a/k/a J.G. Beyer and Erath County Dairy Sales, Inc., Dublin, Texas – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,500 after GIPSA found that he had custodial account shortages.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 70-14

Contact:
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Vilsack Names Grain Inspection Advisory Committee Members

WASHINGTON, June 18, 2014 --Agriculture Secretary Tom Vilsack announced the appointment of seven members to serve on the United States Department of Agriculture's (USDA) Grain Inspection Advisory Committee. The appointees will serve a 3-year term.

"I am pleased that these individuals have agreed to serve on the Grain Inspection Advisory Committee," said Vilsack. "They bring a great deal of knowledge and experience to this committee."

The new members are: Scott E. Averhoff, owner/operator, Scott Averhoff dba SARA Farms, Waxahachie, Texas; Marvin R. Paulsen, professor emeritus, University of Illinois, Urbana, Illinois; Timothy D. Paurus, vice president terminal operations, CHS Inc., Inver Grove Heights, Minn.; Cesar Ramirez, manager, Gavilon Grain LLC, Progreso, Texas; Todd E. Russom, manager, Anheuser-Busch InBev, St. Louis, Missouri; Jessica L. Wilcox, farmer/crop insurance agent, Wilcox Farms/CGB Diversified Services, Fairview, Oklahoma; and Steven Wirsching, vice president and director, U.S. Wheat Associates, Portland, Oregon.

The Grain Inspection Advisory Committee is comprised of 15 members, appointed by the Secretary of Agriculture, who represent all facets of the grain industry. The Grain Inspection Advisory Committee meets annually to advise USDA on the establishment of programs and services under the United States Grain Standards Act.



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News Release

Release No.: 71-14

Contact:
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Victor Leone Has Been Assessed a \$1,000 Civil Penalty

WASHINGTON, June 24, 2014 – On January 15, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Victor Leone, New Hartford, N.Y., which became final and effective February 24, 2014.

Victor Leone has been ordered to cease and desist from engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act without maintaining an adequate bond or bond equivalent.

Victor Leone has also been ordered to maintain records to document all purchase and sales transactions conducted as a livestock dealer.

He has been assessed a \$1,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 72-14

Contact:
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Petaluma Livestock Auction Yard, Inc. and Manuel A. Brazil Have Been Assessed a \$10,000 Civil Penalty

WASHINGTON, June 24, 2014 – On June 5, 2014, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Petaluma Livestock Auction Yard, Inc. (Petaluma) and Manuel A. Brazil (Brazil), Petaluma, Calif.

Petaluma and Brazil have been ordered to cease and desist from failing to maintain their “Custodial Account for Shippers’ Proceeds in conformity with the provision of the Regulations and failing to deposit in their Custodial Account for Shippers’ Proceeds, within the times prescribed in the Regulations, amounts equal to the outstanding proceeds receivable for the sale of consigned livestock.

Petaluma and Brazil have also been assessed a \$10,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 73-14

Contact:
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GIPSA Settles a Case with Scott Alan Sanders, d/b/a S.A.S. Dairy and Cathy Sanders, d/b/a Fire Lake Jerseys Resulting in a \$4,000 Penalty

WASHINGTON, June 24, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act.

GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Scott Alan Sanders, d/b/a S.A.S. Dairy and Cathy Sanders, d/b/a Fire Lake Jerseys, Turlock, Calif. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$4,000 after GIPSA found that they failed to pay, when due, for livestock purchases.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 74-14

Contact:
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Leo Heinrich, d/b/a Heinrich Cattle Co. Has Been Assessed a \$5,000 Civil Penalty

WASHINGTON, July 2, 2014 – On June 19, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Leo Heinrich (Heinrich), doing business as Heinrich Cattle Co., Bowman, N.D. Heinrich has been ordered to cease and desist from failing to pay, when due, the full purchase price for livestock.

Heinrich has also been assessed a \$5,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 75-14

Contact:
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Stacy Roy Long, d/b/a Long Cattle Company, LLC Has Been Assessed a \$33,000 Civil Penalty

WASHINGTON, July 2, 2014 – On April 2, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Stacy Roy Long (Long), doing business as Long Cattle Company, LLC, Montreal, Mo., which became final and effective May 23, 2014.

Long has been ordered to cease and desist from:

- engaging in operations subject to the Packers and Stockyards (P&S) Act without maintaining an adequate bond or bond equivalent;
- engaging in business in any capacity for which bonding is required under the P&S Act and regulations without first becoming properly registered under the P&S Act; and
- failing to pay, when due, the full purchase for livestock purchases when acting as a dealer or market agency.

He has been assessed a \$33,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 76-14

Contact:
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USDA Incorporates by Reference the 2013 Edition of the National Institute of Standards and Technology Handbook 44

WASHINGTON, July 1, 2014 – The U.S. Department of Agriculture’s (USDA) Grain Inspection, Packers and Stockyards Administration (GIPSA) issued a final rule amending Title 9, CFR 201.71(a) to incorporate by reference the 2013 edition of the U.S. Department of Commerce, National Institute of Standards and Technology Handbook 44 (NIST Handbook 44). The amended regulation became effective on June 30, 2014.

The amended regulation also requires scales and electronic evaluation devices or systems used by stockyard owners, market agencies, dealers, packers, swine contractors, and live poultry dealers used in commerce to evaluate livestock, livestock carcasses, or live poultry, for the purposes of purchase, sale, acquisition, payment or settlement meet applicable requirements contained in the General Code, Scales Code, Weights Code, and Electronic Evaluation Systems and/or Device Code of the 2013 NIST Handbook 44.

The guidance for amending the regulation was based on specifications in Section 5.59 “Electronic Livestock, Meat, and Poultry Evaluation Systems and/or Devices,” of NIST Handbook 44. In turn, NIST Handbook 44 references consensus standards established by American Society for Testing and Materials International Committee F10 on Livestock, Meat, and Poultry Evaluation Systems, a committee made up of members representing industry associations, packing companies, instrument manufacturers, academia, and government agencies. The regulations under the Packers and Stockyards (P&S) Act have specific requirements for scales and electronic evaluation devices or systems that regulated entities use for weighing and evaluating livestock, poultry, or feed and packers purchasing livestock on a carcass grade, weight, or grade and weight basis. If requested, GIPSA’s Packers and Stockyards Program can provide instruction on how to obtain copies of the handbook, which includes updated standards for operating, maintaining, and testing scales and standards for electronic devices.

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News Release

Release No.: 77-14

Contact:
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GIPSA Settles a Case with Charles A. Horn Resulting in a \$1,500 Penalty

WASHINGTON, July 15, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act.

GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Charles A. Horn, Atkins, Ark. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,500 after GIPSA found that he failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 78-14

Contact:
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Daniel S. McClellan Has Been Assessed a \$10,500 Civil Penalty

WASHINGTON, July 15 , 2014 – On April 25, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Daniel S. McClellan (McClellan), Fort Meade, Fla., which became final and effective June 5, 2014.

McCellan has been ordered to cease and desist from:

- failing to pay the full purchase price for livestock purchases;
- failing to pay, when due, the full purchase prices for livestock purchases; and
- issuing checks in payment for livestock purchases without having sufficient funds on deposit and available in the account upon which such checks are drawn to pay such checks when presented.

McClellan was prohibited from registering or operating as a registrant under the Packers and Stockyards (P&S) Act for a period of two weeks and has been assessed a \$10,500 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 79-14

Contact:
Catherine M. Grasso, (202) 720-7201
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Powell Livestock, Inc. and Hugh B. Powell Have Been Assessed a \$5,000 Civil Penalty

WASHINGTON, July 22, 2014 – On July 14, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Powell Livestock, Inc. (Powell Livestock) and Hugh B. Powell (Powell), Smithfield, N.C.

Powell Livestock and Powell have been ordered to cease and desist from:

- failing to properly maintain its Custodial Account for Shippers' Proceeds;
- failing to deposit in the custodial account for shippers' proceeds, within the time prescribed in section 201.42 of the Regulations, an amount equal to the proceeds receivable for sales of consigned livestock;
- using funds received from the sale of cosigned livestock for any purpose other than those specifically permitted in section 201.42(d) of the Regulations; and
- operating while Powell Livestock's current liabilities exceed its current assets.

Powell Livestock and Powell have also been assessed a \$5,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 80-14

Contact:
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David Shaw Has Been Assessed a \$33,000 Civil Penalty

WASHINGTON, July 22, 2014 – On July 16, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with David Shaw (Shaw), Mesquite, Texas.

Shaw has been ordered to cease and desist from:

- engaging in operations subject to the Packers and Stockyards (P&S) Act without being properly registered with the Secretary of Agriculture and without first obtaining the requisite bond or bond equivalent;
- failing to pay, when due, the full purchase price for livestock;
- failing to pay the full purchase price for livestock;
- failing to maintain adequate records; and
- issuing checks in payment for livestock without having and maintaining sufficient funds on deposit and available in the account upon which the checks were drawn.

Shaw is prohibited from engaging in business subject to the P&S Act for a period of 300 days and continuing thereafter until he demonstrates to the Packers and Stockyards Program that he is in full compliance with the P&S Act, Regulations, the Understanding Regarding Suspension and Civil Penalty Terms accompanying this order, and this order.

The consent decision resolves a complaint that was filed against Shaw on July 14, 2014.

Shaw was also assessed a \$33,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 81-14

Contact:
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Donnie Miller Has Been Assessed a \$22,000 Civil Penalty

WASHINGTON, July 22, 2014 – On July 14, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Donnie Miller (Miller), Starkville, Miss. Miller has been ordered to cease and desist from:

- engaging in any act, practice, or course of business for the purpose of obtaining money from the purchasers of livestock based on fictitious or deceptive information, including, but not limited to, marking up livestock prices and collecting undisclosed profits;
- generating or causing to be generated false or misleading records;
- failing to operate in compliance with section 201.44 of the Regulations, including, but not limited to, failing to provide to the purchaser of livestock a true written account of the purchase;
- failing to operate in compliance with section 201.53 of the Regulations, including, but not limited to, making, issuing, or circulating any false or misleading records concerning the prices or sale of livestock; and
- failing to operate in compliance with section 201.55 of the Regulations, including, but not limited to, failing to base the payment of livestock on the actual weight of the livestock.

Miller has been ordered to keep and maintain accounts, records, and memoranda which fully and correctly discloses the true nature of all transactions involved in his business and has also been assessed a \$22,000 civil penalty.

The consent decision resolves a complaint that was filed against Miller.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 82-14

Contact:
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Newman Livestock-11, Inc. Has Been Assessed a \$62,400 Civil Penalty

WASHINGTON, July 30, 2014 – On June 4, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Newman Livestock-11, Inc., Newman, Calif., which became final and effective July 10, 2014.

Newman Livestock-11, Inc. and its agents and employees have been ordered to cease and desist from:

- failing to pay, when due, the full purchase price for livestock purchases; and
- issuing checks in payment for livestock purchases without having sufficient funds on deposit and available in the account upon which such checks are drawn to pay such checks when presented.

Newman Livestock-11, Inc. has been assessed a \$62,400 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 83-14

Contact:
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T&J Meat Packing, Inc. Has Been Assessed a \$16,500 Civil Penalty

WASHINGTON, July 30, 2014 – On July 18, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision and Order with T&J Meat Packing, Inc. (T&J), Chicago Heights, Ill.

T&J has been ordered to cease and desist from:

- failing to pay livestock dealers or their duly authorized representatives the full amount of the purchase price for livestock before the close of the next business day following each purchase of livestock; and
- purchasing livestock on credit unless T&J enters into credit agreements with the sellers of livestock that comply with the requirements of the Packers and Stockyards (P&S) Act and Regulations.

Within 30 days from the effective date of this Consent Decision and Order, T&J will terminate any and all credit agreements with livestock sellers that do not comply with the requirements of the P&S Act and section 201.200 of the Regulations. Any subsequent agreements for the purchase of livestock on credit must comply with the requirement of the P&S Act and section 201.200 of the Regulations.

T&J has also been assessed a \$16,500 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 84-14

Contact:
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GIPSA Settles a Case with Bill J. Eberle, d/b/a Bill Eberle Livestock Resulting in a \$15,000 Penalty

WASHINGTON, July 30, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Bill J. Eberle, d/b/a Bill Eberle Livestock, Pine Village, Ind. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,500 after GIPSA found that it arbitrarily assigned light carcasses and condemns to seller, false carcass weights, and failed to provide seller with accountings that fully and correctly disclose transactions.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 85-14

Contact:
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GIPSA Settles a Case with Sheridan Livestock Auction Company Resulting in a \$1,500 Penalty

WASHINGTON, July 30, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Sheridan Livestock Auction Company, Rushville, Neb. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,500 after GIPSA found that it operated with a shortage in its custodial account.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 86-14

Contact:
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Trenton Dale Saulters, d/b/a Trent Saulters Has Been Assessed a \$4,000 Civil Penalty

WASHINGTON, July 30, 2014 – On January 8, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Trenton Dale Saulters (Saulters), doing business as Trent Saulters, Waco, Texas, which became final and effective July 8, 2014.

Saulters and his agents and employees have been ordered to cease and desist from:

- engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act and Regulations without filing and maintaining an adequate bond or its equivalent and without first becoming properly registered under the P&S Act;
- failing to pay, when due, the full purchase price of livestock; and
- issuing checks in payment for livestock purchases without having sufficient funds on deposit and available in the account upon which such checks are drawn to pay such checks when presented.

Saulters is prohibited from registering to engage in business subject to the P&S Act for a period of 18 weeks beginning on the effective date of this Order. After 18 weeks, on or about November 11, 2014, Saulters may submit an application for registration to the Packers and Stockyards Program along with the required bond or bond equivalent.

Saulters has also been assessed a \$4,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 87-14

Contact:
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GIPSA Settles a Case with S&W Cattle, LLC and Clinton E. Sykes and Harold L. Webb Resulting in a \$1,000 Penalty

WASHINGTON, Aug. 13, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

S&W Cattle, LLC and Clinton E. Sykes and Harold L. Webb, Lebanon, Va. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that they failed to have their scale tested twice a year.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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Gary N. Nelson Shifflett, Jr., d/b/a Nelson Shifflett Livestock Has Been Assessed a \$5,000 Civil Penalty

WASHINGTON, Aug. 13, 2014 – On June 12, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Gary N. Nelson Shifflett, Jr. (Shifflett), doing business as Nelson Shifflett Livestock, Grottoes, Va., which became final and effective July 24, 2014.

Shifflett and his agents and employees have been ordered to cease and desist from engaging in operations subject to the Packers and Stockyards (P&S) Act without maintaining an adequate bond or its equivalent.

Shifflett has also been assessed a \$5,000 civil penalty.

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News Release

Release No.: 89-14

Contact:
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GIPSA Settles a Case with Rod and Bonnie Balcao and Chino Livestock Market, Inc. Resulting in a \$1,200 Penalty

WASHINGTON, Aug. 20, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Rod and Bonnie Bolcao, Chino Livestock Market, Inc., Chino, Calif. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,200 after GIPSA found that one of their key employees was buying for his own account.

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News Release

Release No.: 90-14

Contact:
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GIPSA Settles a Case with Anthony Anderson Resulting in a \$3,500 Penalty

WASHINGTON, Aug. 20, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Anthony Anderson, Gatesville, Texas – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,500 after GIPSA found that he failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 91-14

Contact:
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Keosauqua Sales Company, Inc., Bill Goehring and Becky Goehring Have Been Assessed a \$5,500 Civil Penalty

WASHINGTON, August 20, 2014 – On July 18, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision and Order with Keosauqua Sales Company, Inc. (Keosauqua Sales), Bill Goehring and Becky Goehring, Keosauqua, Iowa.

Keosauqua Sales and Bill and Becky Goehring have been ordered to cease and desist from:

- failing to deposit in their custodial account for shippers proceeds, an amount equal to the proceeds receivable from the sale of consigned livestock;
- failing to timely reimburse their custodial account for shippers proceeds for their purchases within the time prescribed in section 201.42 of the Regulations; and
- failing to maintain their custodial account for shippers proceeds in strict conformity with section 201.42 of the Regulations.

The respondents are suspended for 14 days. However, the suspension will be held in abeyance for one year provided that they obey the cease and desist order. At the end of the one year period, if they abide by the terms of this Consent Decision, the suspension will be extinguished.

Keosauqua Sales and Bill and Becky Goehring have also been assessed a \$5,500 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 92-14

Contact:
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GIPSA Settles a Case with Hardrock Cattle Company, LLC and John Stone Resulting in a \$2,000 Penalty

WASHINGTON, Aug. 20, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Hardrock Cattle Company, LLC and John Stone, Palestine, Texas – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,000 after GIPSA found that they issued insufficient funds checks and failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 93-14

Contact:
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GIPSA Alleges Ravenna Auction, LLC, Paul Lettinga And Randy Lettinga Violated the Packers and Stockyards Act

WASHINGTON, Sept. 04, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Ravenna Auction, LLC (Ravenna), Paul Lettinga and Randy Lettinga, Ravenna Mich.:

- failed to properly maintain its custodial account; and
- had shortages in its custodial account due, in part, to its failure to deposit in its custodial account, within the time prescribed in the Regulations, an amount equal to the proceeds receivable from the sale of consigned livestock; its deposit of custodial funds into its general accounts; and the deduction of bank charges from the custodial account.

GIPSA filed a complaint against Ravenna, Paul and Randy Lettinga on May 13, 2014. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.html. If the allegations are admitted, or proven in an oral hearing, Ravenna, Paul and Randy Lettinga may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Ravenna, under the direction, management, and control of Paul and Randy Lettinga was engaged in the business of a market agency selling livestock in commerce on a commission basis; and was registered with the Secretary of Agriculture as a market agency to sell livestock in commerce on a commission basis.

Randy Lettinga was president and treasurer of Ravenna; registered agency for Ravenna; engaged in the business of a market agency selling livestock in commerce on a commission basis; and responsible, along with Paul Lettinga, for the direction, management, and control of Ravenna.

Paul Lettinga was vice president and secretary of Ravenna; engaged in the business of a market agency selling livestock in commerce on a commission basis; and responsible, along with Randy Lettinga, for the direction, management, and control of Ravenna.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 94-14

Contact:
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GIPSA Settles a Case with Travis Broocke Resulting in a \$1,000 Penalty

WASHINGTON, Sept. 25, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Travis Broocke, Jonesburg, Mo. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that he operated with an expired registration and failed to comply with annual reporting requirements.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 95-14

Contact:
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GIPSA Alleges Barrow Land and Livestock, LLC, Linda K. Barrow, Dean Barrow and Justin Barrow Violated the Packers and Stockyards Act

WASHINGTON, Oct. 06, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Barrow Land and Livestock, LLC (Barrow Land), Linda K. Barrow, Dean Barrow, and Justin Barrow, Ogden, Utah:

- issued checks in payment for livestock purchases which were returned unpaid by the bank upon which they were drawn;
- purchased livestock and failed to pay, when due, the full purchase price for the livestock purchased; and
- failed to keep and maintain accounts, records, and memoranda which fully and correctly disclosed all the transactions involved in their business subject to the Packers and Stockyards (P&S) Act.

GIPSA filed a complaint against Barrow Land, Linda K., Dean, and Justin Barrow on July 24, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Barrow Land, Linda K., Dean, and Justin Barrow may be ordered to cease and desist from violating the P&S Act, suspended, and/or assessed a civil penalty.

Barrow Land, under the direction, management, and control of Linda K. Barrow, Dean Barrow and Justin Barrow was engaged in the business of a livestock dealer buying and selling livestock in commerce; as a market agency selling livestock in commerce on a commission basis; and is registered with the Secretary of Agriculture.

Linda K. Barrow is 100% owner of Barrow Land; registered agent for Barrow Land; engaged in the business of a livestock dealer buying or selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis; and is responsible, along with Dean Barrow and Justin Barrow, for the direction, management, and control of Barrow Land.

Dean Barrow was engaged in the business of a livestock dealer buying or selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis; and responsible, along with Linda K. Barrow and Justin Barrow, for the direction, management, and control of Barrow Land.

Justin Barrow was engaged in the business of a livestock dealer buying or selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis; and responsible, along with Linda K. Barrow and Dean Barrow, for the direction, management, and control of Barrow Land.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 96-14

Contact:
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West Coast Commodities, LLC, d/b/a M. Paul Partlow And Michael Paul Partlow Have Been Assessed a \$14,000 Civil Penalty

WASHINGTON, Oct. 06, 2014 – On November 4, 2013, an Administrative Law Judge (ALJ) issued a decision against West Coast Commodities, LLC (West Coast), doing business as M. Paul Partlow, and Michael Paul Partlow (Partlow), Beaverton, Ore. West Coast and Partlow appealed the decision on June 18, 2014.

On September 18, 2014, the USDA Judicial Officer denied the late appeal and found that the ALJ's decision and order is the final one in this proceeding. The ALJ's order was effective as to West Coast on December 13, 2013, and as to Partlow on April 29, 2014.

The ALJ ordered West Coast, its agents and employees, and Partlow to cease and desist from:

- engaging in any capacity for which registration and bonding is required under the Packers and Stockyards (P&S) Act, without first obtaining an adequate bond;
- failing to pay, when due, the full purchase price of livestock; and
- issuing insufficient funds checks for livestock.

They must keep and maintain accounts, records, and memoranda that fully and accurately disclose the true nature of their operation subject to the P&S Act.

They must ensure that all credit agreements they seek to enter, which allow them to pay for livestock later than the close of the next business day, are written, acknowledged and signed by the livestock seller, and include the signing date, the date payment is due, and the transaction date.

They were prohibited from being registered and from engaging in any activity for which registration is required under the P&S Act for 30 days after the order is effective and thereafter until they demonstrate to Grain Inspection, Packers and Stockyards Administration that they have an adequate bond and are in full compliance with the P&S Act.

They were also assessed a \$14,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 97-14

Contact:
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Scott T. Good Has Been Assessed a \$39,000 Civil Penalty

WASHINGTON, Oct. 06, 2014 – On September 8, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision with Scott T. Good, Dayton, Pa.

Scott T. Good has been ordered to cease and desist from engaging in or using any unfair or deceptive practice or device in connection with receiving, marketing, buying, or selling on a commission basis or otherwise handling of livestock.

He has also been assessed a civil penalty in the amount of \$39,000.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 98-14

Contact:
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GIPSA Settles a Case with Andrew G. and Lisa A. Stubblefield, Lebanon Livestock Auction, S&T, LLC Resulting in a \$1,500 Penalty

WASHINGTON, Oct. 06, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Andrew G. and Lisa A. Stubblefield, Lebanon Livestock Auction, S&T, LLC, Phillipsburg, Mo. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,500 after GIPSA found that they created false or misleading records in connection with their activities subject to the Packers and Stockyards Act.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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GIPSA Settles a Case with Willis Bryant Gregory Resulting in a \$1,150 Penalty

WASHINGTON, Oct. 06, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Willis Bryant Gregory, New Albany, Miss. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,150 after GIPSA found that he failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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Release No.: 100-14

Contact:
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GIPSA Settles a Case with Wayne M. Allen Resulting in a \$2,700 Penalty

WASHINGTON, Oct. 06, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Wayne M. Allen, Clifton, Texas – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,700 after GIPSA found that he failed to pay within the time period required by the Packers and Stockyards Act for livestock.

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News Release

Release No.: 102-14

Contact:
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GIPSA Settles a Case with Seubert, Inc., d/b/a Dorchester Hog Market Resulting in a \$5,400 Penalty

WASHINGTON, Oct. 7, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Seubert, Inc., d/b/a Dorchester Hog Market, Dorchester, Wis. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,400 after GIPSA found that it failed to pay, when due, for livestock.

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Contact:
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GIPSA Settles a Case with Fairview Sale Barn, Inc. Resulting in a \$2,500 Penalty

WASHINGTON, Oct. 7, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Fairview Sale Barn, Inc., Fairview, Ill. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,500 after GIPSA found that it operated with a shortage in its custodial account.

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Contact:
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GIPSA Alleges B. Clark Victory Violated the Packers and Stockyards Act

WASHINGTON, Oct. 15, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that B. Clark Victory (Victory), Chelsea, Okla.:

- failed to keep adequate records of livestock transactions reflecting fully and correctly the nature of his livestock transactions;
- during an audit, failed to provide adequate records Packers and Stockyards Program auditors to allow an accurate review of Victory’s livestock transactions; and
- refused to give, within a reasonable time, a written statement under oath or affirmation, information concerning his business as a dealer and as a market agency required in order to carry out the provisions of the Packers and Stockyards (P&S) Act and Regulations.

GIPSA filed a complaint against Victory on September 4, 2014. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.html. If the allegations are admitted, or proven in an oral hearing, Victory may be ordered to cease and desist from violating the P&S Act, suspended, and assessed a civil penalty.

Victory was engaged in the business of a dealer buying and selling livestock in commerce for his own account; engaged as a market agency buying livestock in commerce on a commission basis; is registered with the U.S. Secretary of Agriculture; filed an Annual Report of Dealer or Market Agency Buying on Commission showing livestock dealer activity; and maintained a bond or bond equivalent covering livestock purchased for his own account as a dealer, or for livestock purchased for the account of others.

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Contact:
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Sun-Jon, Inc., d/b/a Iowa Poultry Has Been Ordered to Cease and Desist

WASHINGTON, Oct. 24, 2014 – On September 19, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Sun-Jon, Inc. (Sun-Jon), doing business as Iowa Poultry, Kalona, Iowa.

Sun-Jon has been ordered to cease and desist from paying poultry growers not in accordance with the Packers and Stockyards (P&S) Act. Each live poultry dealer obtaining live poultry by purchase in a cash sale shall, before the close of the next business day following the purchase of poultry, and each live poultry dealer obtaining live poultry under a poultry growing arrangement shall, before, that close of the 15th day following the week in which the poultry is slaughtered, deliver, to the cash seller or poultry grower from whom such live poultry dealer obtains the poultry, the full amount due to such cash seller or poultry grower on account of such poultry.

Sun-Jon is currently not in business. If Sun-Jon resumes operations and violates the Consent Decision, the parties agree that the respondent may be subject to civil penalties after notice and opportunity for hearing.

The consent decision resolves a complaint that was filed against Sun-Jon on September 4, 2014.

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Contact:
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Faron Helvey Has Been Ordered to Cease and Desist Operating Without a Bond

WASHINGTON, Oct. 24, 2014 – On September 8, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision and order with Faron Helvey (Helvey), Anderson, Texas.

Helvey has been ordered to cease and desist from engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act and Regulations without filing and maintaining an adequate bond or its equivalent.

This consent decision and order resolves a complaint that was filed against Helvey on September 5, 2014.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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Contact:
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GIPSA Alleges Daniel Ault, d/b/a Dwault Livestock Violated the Packers and Stockyards Act

WASHINGTON, Oct. 24, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Daniel Ault (Ault), doing business as Dwault Livestock, Summitville, Ind.:

- purchased livestock and failed to pay, when due, for the livestock purchases;
- failed to keep and maintain records to fully and correctly disclose all transactions involved in his business; and
- issued checks for livestock purchases that were returned unpaid because he did not have and maintain sufficient funds on deposit and available in the account upon which the checks were drawn.

GIPSA filed a complaint against Ault on September 4, 2014. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.html. If the allegations are admitted, or proven in an oral hearing, Ault may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and assessed a civil penalty.

Ault was engaged in the business of a dealer buying and selling livestock in commerce for this own account and is registered with the U.S. Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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Contact:
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Barrow Land and Livestock, LLC, Linda K. Barrow, Dean Barrow and Justin Barrow Have Been Assessed a \$16,500 Civil Penalty

WASHINGTON, Oct. 24, 2014 – On October 16, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision and order with Barrow Land and Livestock, LLC (Barrow Land), Linda K. Barrow, Dean Barrow, and Justin Barrow, Ogden, Utah.

Barrow Land, Linda K. Barrow, Dean Barrow, and Justin Barrow have been ordered to cease and desist from:

- failing to maintain accounts, records, and memoranda which fully and correctly disclose all the transactions involved in their business subject to the Packers and Stockyards (P&S) Act which includes purchase invoices from markets and from country purchases; load make-up sheets; scale tickets; and sales invoices. These records are to be retained for a minimum period of two full calendar years; and
- failing to maintain sufficient funds on deposit and available in an account upon which checks are drawn to pay such checks when presented for livestock purchases, and by purchasing livestock except under the condition that respondents must deliver to the seller or his duly authorized representative the full amount of the purchase price by payment in United States currency before the close of the next business day following the purchase of the livestock and transfer of possession.

They have also been suspended for five years and assessed a civil penalty in the amount of \$16,500.

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Contact:
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Than Foote Has Been Assessed a \$10,800 Civil Penalty

WASHINGTON, Oct. 29, 2014 – On December 5, 2012, the U.S. Department of Agriculture issued a Default Decision and Order against Than Foote, Gatesville, Texas, which became final and effective February 11, 2013.

Than Foote has been ordered to cease and desist from:

- engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act and Regulations without filing and maintaining an adequate bond or its equivalent;
- engaging in business in any capacity for which bonding is required under the P&S Act and Regulations without first becoming properly registered; and
- failing to pay, when due, for livestock purchases.

Than Foote was prohibited for being registered and from engaging in any activities for which registration is required for a period of 30 days and he has also been assessed a \$10,800 civil penalty.

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GIPSA Settles a Case with Topeka Auction & Marketing, Inc., d/b/a Topeka Livestock Auction Resulting in a \$5,500 Penalty

WASHINGTON, Nov. 6, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Topeka Auction & Marketing, Inc., d/b/a Topeka Livestock Auction, Topeka, Ind. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,500 after GIPSA found that it had custodial account shortages.

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Contact:
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GIPSA Settles a Case with Matthew Telford Resulting in a \$650 Penalty

WASHINGTON, Nov. 6, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Matthew Telford, Filer, Idaho – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$650 after GIPSA found that he operated without proper registration and a bond.

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Contact:
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Calvin Plummer, Jr. Has Been Assessed a \$58,000 Civil Penalty

WASHINGTON, Nov. 12, 2014 – On June 5, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Calvin Plummer, Jr. (Plummer), Sayre, Okla., which became final and effective July 10, 2014.

Plummer has been ordered to cease and desist from:

- engaging in business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act without maintaining an adequate bond or its equivalent;
- engaging in business in any capacity for which bonding is required under the P&S Act and Regulations without first becoming properly registered;
- failing to pay, when due, the full purchase price for livestock purchases when acting as a dealer; and
- failing to maintain sufficient funds on deposit and available in the account upon which checks for livestock purchases are drawn.

Plummer has also been assessed a \$58,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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Release No.: 113-14

Contact:
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B. Clark Victory Has Been Issued a Cease and Desist Order

WASHINGTON, Nov. 26, 2014 – On November 6, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision with B. Clark Victory (Victory), Chelsea, Okla.

Victory has been ordered to cease and desist from failing to accurately record and report all livestock transactions where he acts as a registered dealer under the Packers and Stockyards (P&S) Act.

He has also been ordered to maintain records to document all purchase and sales transactions conducted as a livestock dealer and willingly provide such records to Packers and Stockyards Program personnel for review.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 114-14

Contact:
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GIPSA Settles a Case with High Plains Livestock, LLC, d/b/a Producers Livestock Auction Resulting in a \$6,600 Penalty

WASHINGTON, Nov. 26, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

High Plains Livestock, LLC, d/b/a Producers Livestock Auction, Portales, N.M. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$6,600 after GIPSA found that it had custodial account shortages.

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Contact:
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GIPSA Settles a Case with Lake View Feeders, Inc. Resulting in a \$2,500 Penalty

WASHINGTON, Nov. 26, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Lake View Feeders, Inc., Lake View, Iowa – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,500 after GIPSA found that it failed to pay, when due, for livestock purchases.

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Release No.: 116-14

Contact:
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GIPSA Settles a Case with Vin-Lee Ron Meat Packing, LLC, d/b/a Maplecreek Packing Resulting in a \$5,000 Penalty

WASHINGTON, Nov. 26, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Vin-Lee Ron Meat Packing, LLC, d/b/a Maplecreek Packing, Tippecanoe, Ind. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,000 after GIPSA found that it failed to pay, when due, for livestock.

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News Release

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Contact:
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Garfield Griswold, d/b/a G&G Has Been Ordered to Pay A Fine for Not Filing Reports with USDA

WASHINGTON, Dec.10, 2014 – On November 19, 2014, Garfield Griswold (Griswold), doing business as G&G was ordered to pay a civil penalty in the amount of \$134,860 for not filing the required Annual Report with the Packers and Stockyards Program (P&SP) of USDA for the 2010 calendar year. The U.S. Department of Justice Federal Programs Branch represented USDA and entered a default judgment against Griswold.

On May 2, 2011, P&SP sent Griswold a Notice of Default (NOD) notifying him that he failed to file his 2010 annual report. Griswold received the NOD on May 13, 2011. However, Griswold failed to timely file his “Annual Report” for the calendar year ending December 31, 2010. The Annual Report for that calendar year was due on April 18, 2011, and to date, Griswold has not filed his required Annual Report for the 2010 calendar year.

All meat packers, live poultry dealers, market agencies and livestock dealers operating under the jurisdiction of the Packers and Stockyards Act of 1921 (P&S Act) are required by federal regulation to file reports annually. These reports provide critical information that the Grain Inspection, Packers and Stockyards Administration (GIPSA) uses to ensure farmers and ranchers are financially protected when they sell their livestock. Griswold operated as a dealer, buying and selling livestock for his own account as defined by the P&S Act, and was registered with the Secretary of Agriculture as a dealer until he was notified by a letter dated June 13, 2011, and served on June 16, 2011, that his registration had expired.

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GIPSA Settles a Case with Dennis Bolling, United Producers, Inc. Resulting in a \$500 Penalty

WASHINGTON, Dec. 10, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Dennis Bolling, President, United Producers, Inc., Columbus, Ohio – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$500 after GIPSA found that it failed to file a scale test report.

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GIPSA Settles a Case with Maury Sale Barn, LLC Resulting in a \$1,000 Penalty

WASHINGTON, Dec. 17, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Maury Sale Barn, LLC, Maury City, Tenn. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that it created false or misleading records in connection with activities subject to the P&S Act.

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Contact:
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Tony Wells Has Been Ordered to Pay A \$7,500 Civil Penalty

WASHINGTON, Dec.17, 2014 – On November 25, 2014, Tony Wells (Wells), was ordered to pay a civil penalty in the amount of \$7,500 for operating while suspended and without a bond. This decision is a result of an anonymous complaint on June 15, 2012, alleging Wells was operating as a livestock dealer, purchasing and reselling livestock, while he was under suspension. The Department of Justice, U.S. District Court Eastern District of Arkansas Western Division represented USDA and entered a consent judgment against Wells.

On April 4, 2012, Wells entered into a Consent Decision where he was ordered to cease and desist from purchasing livestock and failing to pay for such livestock purchases the full amount of the purchase price for livestock within the time period required by the Packers and Stockyards (P&S) Act and the Regulations; issuing checks in payment for livestock without having and maintaining sufficient funds on deposit and available in the accounts upon which they are drawn to pay such livestock; and engaging in business in any capacity for which registration and bonding are required under the P&S Act and Regulations without properly registering and without filing and maintaining an adequate or its equivalent.

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GIPSA Settles a Case with Hawaii Beef Producers, LLC Resulting in a \$15,000 Penalty

WASHINGTON, Dec. 17, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Hawaii Beef Producers, LLC, Paauilo, Hawaii – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$15,000 after GIPSA found that it failed to make known to producers the description of carcass trim prior to sale for livestock purchased on a weight and grade basis.

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Contact:
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GIPSA Settles a Case with Richard Gresham Resulting in a \$3,000 Penalty

WASHINGTON, Dec. 17, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Richard Gresham, Cushing, Texas – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,000 after GIPSA found that he failed to pay, when due, for livestock.

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GIPSA Settles a Case with B&B Buyers, Inc. Resulting in a \$4,700 Penalty

WASHINGTON, Dec. 18, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

B&B Buyers, Inc., Chinook, Mont. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$4,700 after GIPSA found that it marked-up prices on livestock purchased on commission for the account of others.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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Packers and
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News Release

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GIPSA Alleges Blue Horse Company, LLC, Shawn Breitsprecher Violated the Packers and Stockyards Act

WASHINGTON, Dec. 18, 2014 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Blue Horse Company, LLC (Blue Horse), Shawn Breitsprecher (Breitsprecher), Ossian, Iowa, failed to charge their customers for the actual weight of livestock.

GIPSA filed a complaint against Blue Horse and Breitsprecher on November 20, 2014. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.html. If the allegations are admitted, or proven in an oral hearing, Blue Horse and Breitsprecher may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act and/or assessed a civil penalty.

GIPSA has found that Blue Horse is unfit to be a dealer and recommends that its application for registration be denied.

Blue Horse, under the management of Breitsprecher, was engaged in the business of a livestock dealer buying and selling livestock in commerce for its own account and is not registered with the Secretary of Agriculture.

Breitsprecher was manager of Blue Horse; responsible for the management and day-to-day operations of Blue Horse; engaged in the business of managing and operating Blue Horse; and engaged in the business of a dealer buying and selling livestock in commerce.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](#) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov.